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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/665,644	09/19/2003	Helmut Richard Elze	RSOE6	6111

7590 09/17/2004

ROBERT SAMUEL SMITH
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EXAMINER

CHENEVERT, PAUL A

ART UNIT PAPER NUMBER

3612

DATE MAILED: 09/17/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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DETAILED ACTION

Information Disclosure Statement

1. The listing of references in the specification is not a proper information disclosure statement. 37 CFR 1.98(b) requires a list of all patents, publications, or other information submitted for consideration by the Office, and MPEP § 609 A(1) states, "the list may not be incorporated into the specification but must be submitted in a separate paper." Therefore, unless the references have been cited by the examiner on form PTO-892, they have not been considered. **Applicant is notified a second time that if the references listed in the specification are desired to remain in the application, then an Information Disclosure Statement must be filed.**

Drawings

2. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they do not include the following reference character(s) mentioned in the description: **36 (truck bed) should be placed in Figure 3.** Corrected drawing sheets are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified

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and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

3. Examiner acknowledges that **Applicant will provide formal drawings** prior to payment of the issuance fee.

Specification

4. The disclosure is objected to because of the following informalities:

- a. **The specification is replete with grammatical errors.**

Appropriate correction is required.

Claim Objections

5. Claims 3, 4, & 7 are **newly** objected to because of the following informalities:

- a. Claim 3, line 2, “.” should be placed after “comprises”.
 - b. Claim 4, line 2, “;” should be changed to “.”.
 - c. Claim 7, line 4, “dungaree” should be changed to “dunnage”,
 - d. Claim 7, line 10, “.” should be changed to “;”,
 - e. Claim 7, line 25, “.” should be changed to “;”.

Appropriate correction is required.

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Response to Amendment

6. The reply filed on 06JUL04 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has not provided a showing under 37 CFR 1.132 that any invention disclosed but not claimed in the reference was derived from the inventor of this application and is thus not an invention "by another". See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul A. Chenevert whose telephone number is 703-305-0837. The examiner can normally be reached on Mon-Fri (8:30-5:00).


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn D. Dayoan can be reached on 703-308-3102. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Paul A. Chenevert
Examiner
Art Unit 3612

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D. GLENN DAYOAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600

9/15/04